

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
ATHENS DIVISION

UNITED STATES OF AMERICA,

v.

ALY GUTIERREZ,

Defendant.

CRIMINAL ACTION NO.
3:23-cr-00012-TES-CHW-5

ORDER GRANTING MOTION TO CONTINUE TRIAL
IN THE INTERESTS OF JUSTICE

Before the Court is Defendant Aly Gutierrez's Motion for Continuance [Doc. 86].

On April 12, 2023, the Government obtained an indictment charging Defendant with Conspiracy to Possess with Intent to Distribute Methamphetamine,¹ Possession with Intent to Distribute Methamphetamine,² and Possession of a Firearm in Furtherance of a Drug Trafficking Crime.³ [Doc. 1]. Defendant entered a plea of not guilty on September 24, 2024. [Doc. 78].

Defendant seeks a continuance to allow his counsel to receive and review discovery, as well as continue plea negotiations with the Government. [Doc. 86, pp. 1–2]. So as to avoid a miscarriage of justice, the Court **GRANTS** Defendant's Motion for

¹ In violation of 21 U.S.C. § 846.

² In violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 18 U.S.C. § 2.

³ In violation of 18 U.S.C. §§ 2, 924(c)(1)(A).

Continuance [Doc. 86], and **CONTINUES** this case to December 2, 2024. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

The ends of justice served by this continuance outweigh the best interests of the public and Defendant in a speedy trial and are in accordance with the considerations required under 18 U.S.C. § 3161(h)(7)(A) for excusable delay.

SO ORDERED, this 22nd day of October, 2024.

S/ Tilman E. Self, III

TILMAN E. SELF, III, JUDGE
UNITED STATES DISTRICT COURT